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August 8, 1997

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AUG 08 1997

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
Washington, D.C. 20554

Re: Amendment of Section 73.202(b),
FM Table of Allotments
Rose Hill, Trenton, Aurora, and Ocracoke, NC
MM Docket No. 95-88

Dear Mr. Caton:

Transmitted herewith on behalf of Conner Media Corporation ("CMC"), the licensee of WBSY(FM), Rose Hill, North Carolina, is the original plus four copies of its Motion For Leave To File Answer To Woolstone Corporation in the above-referenced proceeding. This submission is respectfully directed to the Chief, Allocations Branch, Policy and Rules Division.

CMC's Answer To Woolstone Corporation is being submitted simultaneously herewith under separate cover.

Please direct any questions or correspondence in connection with this matter directly to this office.

Very truly yours,

Ellen S. Mandell
Ellen S. Mandell

Enclosure

cc (w/encl.): See Attached Service List

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

AUG 08 1997

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)	MM Docket No. 95-88
)	
Amendment of Section 73.202(b),)	RM-8641
Table of Allotments,)	RM-8688
FM Broadcast Stations)	RM-8689
(Rose Hill, Trenton, Aurora,)	
and Ocracoke, North Carolina))	

To: Chief, Allocations Branch
Policy and Rules Division

MOTION FOR LEAVE TO FILE ANSWER TO WOOLSTONE CORPORATION

Conner Media Corporation ("CMC"), the licensee of WBSY(FM), Rose Hill, North Carolina, by its attorneys, hereby respectfully requests leave to answer the "Request For Leave To File Response In Response To Supplement To Petition For Reconsideration" ("Response") filed on July 30, 1997 by Woolstone Corporation ("Woolstone"), who has not previously appeared in this proceeding. CMC's Answer is being filed simultaneously herewith under separate cover.

In support hereof, the following is respectfully shown:

1. The purpose of CMC's "Supplement To Petition For Reconsideration" ("Supplement") was to place on record the Audio Services Division's June 27, 1997 letter decision ("Cancellation Letter") denying the Form 307 application^{1/} of Ocracoke Broadcasters to extend the construction permit for unbuilt FM station WAHL, Channel 224C1, Ocracoke, North Carolina^{2/}, canceling the WAHL construction permit, and deleting the WAHL

^{1/}FCC File No. BMPH-970113JA.

^{2/}FCC File No. BMPH-950728IC.

call sign. As the staff's decision in the instant proceeding relied in part on a finding that the WAHL permit blocked CMC's proposal to allot Channel 221A in lieu of Channel 283A at Aurora, North Carolina^{3/}, the Cancellation Letter is material to the instant proceeding.

2. Woolstone identifies itself as an applicant for Channel 283A, Aurora^{4/}. CMC's Answer demonstrates that Woolstone, as a mere applicant in that separate proceeding, has no interest which would justify its participation in the instant proceeding; and that even if Woolstone ultimately acquires the Aurora permit, it has no basis to claim injury should CMC's proposal for an equivalent channel at Aurora be adopted.

3. Furthermore, CMC shows that Woolstone's submission addresses not the Supplement but rather the allotment proposal CMC proffered nearly two years ago, and therefore is egregiously late.

4. CMC's Answer also shows that Woolstone's submission is without substantive merit, and seeks only to protect private economic interests that are outweighed by the public interest in adoption of the most preferable allotment scheme.

5. In view of the foregoing, consideration of CMC's Answer is essential to development of a complete and accurate record in this proceeding.

^{3/}Rose Hill, Trenton, Aurora, and Ocracoke, North Carolina ("R&O"), 11 FCC Rcd 21223 (Chief, Alloc. Br., 1996).

^{4/}FCC File No. 970227MD.

WHEREFORE, the premises considered, the Bureau is respectfully requested to grant CMC's instant request for leave, and to grant the relief requested in CMC's reconsideration petition.

Respectfully submitted,

CONNER MEDIA CORPORATION

By Ellen S. Mandell
Peter Gutmann
Ellen S. Mandell
Its Attorneys

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August 8, 1997

CERTIFICATE OF SERVICE

The undersigned, a secretary in the law firm of Pepper & Corazzini, L.L.P., does hereby certify that a true copy of the foregoing "MOTION FOR LEAVE TO FILE ANSWER TO WOOLSTONE CORPORATION" was sent on August 8, 1997, by U.S. first class mail, postage prepaid, to the following:

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Policy and Rules Division
Mass Media Bureau
Federal Communications Commission
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Washington, D.C. 20554
- * Peter H. Doyle, Esquire
Assistant Chief, Audio Services Division
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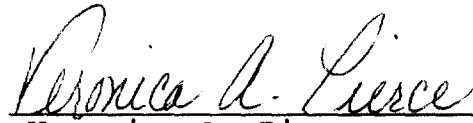
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